



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

RON MENOR
CHAIR & PRESIDING OFFICER
IKAIKA ANDERSON
VICE CHAIR
KYMBERLY MARCOS PINE
FLOOR LEADER
BRANDON J. C. ELEFANTE
CAROL FUKUNAGA
ANN H. KOBAYASHI
JOEY MANAHAN
ERNEST Y. MARTIN
TREVOR OZAWA

JOURNAL

REGULAR MEETING
5TH SESSION
WEDNESDAY, MARCH 22, 2017

CITY COUNCIL CHAMBER
3RD FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Ron Menor, at 10:21 a.m.

ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Anderson, Elefante, Fukunaga, Kobayashi, Manahan, Martin, Ozawa, Pine, Menor - 9.

INTRODUCTION OF GUESTS

There were no guests.

APPROVAL OF MINUTES

Councilmember Anderson moved that the Minutes of the 3rd Session (February 22, 2017) and 4th Session (March 7, 2017) be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Pine.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

ORDER OF THE DAY

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-64

RESOLUTION RELATING TO THE NOMINATION OF SANDRA S. PFUND TO SERVE AS THE DIRECTOR OF THE DEPARTMENT OF LAND MANAGEMENT OF THE CITY AND COUNTY OF HONOLULU.

There was no public testimony.

Council Chair Menor referred Resolution 17-64 to the Committee on Zoning and Housing for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

Related communications:

- M-1075 Gordon Furutani
- M-1085 Gordan Furutani
- M-1076 Bryce Uyehara
- M-1077 Christina Dwight
- M-1078 Ranelle Ho
- M-1079 Michael P. Matsumoto, President/CEO, SSFM International
- M-1080 Wesley F. Fong, President, Chinatown Community Center Association
- M-1081 Carleton Ching
- M-1082 Debra M.A. Luning, Director of Governmental Affairs and Community Relations, The Gentry Companies

M-1083 Dennis Enomoto
M-1084 Calvin Say, Speaker Emeritus, Hawaii State House of Representatives
M-1086 Norman Sakamoto
M-1087 Elizabeth Char
M-1088 Cathi Schar
M-1100 Daniel Cody, MW Group, Ltd.
M-1101 Russell Y. Tsuji
M-1125 Mitchell A. Imanaka
M-1126 Representative Sam Satoru Kong, House of Representatives
M-1161 Dexter Kubota, P.E., Vice President, Bowers + Kubota Consulting
M-1162 Catherine Graham & Rev. Bob Nakata, The Housing Now Coalition
M-1163 Niniau Simmons
M-1164 Lisa Wond
M-1165 Chris J. Sadayasu
M-1166 Scott Kami
M-1167 Elaine Goma
M-1168 Janice N. Takahashi
M-1169 Darren K. Ueki
M-1259 Dung P. Vo
M-1264 Craig K. Hirai, Executive Director, Hawaii Housing Finance and Development Corporation

M-1266 Guy Murakami, Hawaii Modular Space
M-1267 Anthony Mizuno
M-1271 Michel Rabang Jr.
M-1274 Mark Anderson
M-1280 Jeanne Schultz Afuvai, President and CEO, Hawaii Institute for Public Affairs
M-1281 Chamber of Commerce Hawaii
M-1283 Kathryn W. Inouye, Chief Operating Officer, Kobayashi Group LLC
M-1285 Patrick K. Kobayashi, President & CEO, Kobayashi Group LLC
M-1289 Paul T. Matsuda, Group 70 International, Inc.
M-1290 Gladys Quinto Marrone, Building Industry Association of Hawaii

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-65

RESOLUTION RELATING TO THE NOMINATION OF JAMES D. HOWE, JR. TO SERVE AS THE DIRECTOR OF THE DEPARTMENT OF EMERGENCY SERVICES OF THE CITY AND COUNTY OF HONOLULU.

There was no public testimony.

Council Chair Menor referred Resolution 17-65 to the Committee on Public Health, Safety and Welfare for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-1089	Ian L. Sandison
M-1090	Gerald Kosaki, Battalion Chief, Hawaii Fire Department
M-1102	Brian Keaulana
M-1103	David Kingdon, MPH, Paramedic
M-1127	Ralph S. Goto, Retired Administrator, Ocean Safety and Lifeguard Services Division, Honolulu Emergency Services Department
M-1170	Michael Broderick and Maile Meyer Broderick
M-1171	Chip Fletcher
M-1172	John Madinger
M-1237	Nichole Bosson
M-1344	Peter Balding Jr.
M-1345	Mary Balding
M-1347	Deborah Goebert

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-66

RESOLUTION RELATING TO THE APPOINTMENT OF WES R. FRYSZTACKI TO SERVE AS THE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU.

The following individuals testified:

1. Barbra Armentrout (Support)
2. Rose Pou (Support)

Council Chair Menor referred Resolution 17-66 to the Committee on Transportation and Planning for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-1128 Gareth Sakakida, Hawaii Transportation Association

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-76

RESOLUTION RELATING TO THE APPOINTMENT OF PAMELA A. WITTY-OAKLAND TO SERVE ON THE GRANTS IN AID ADVISORY COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

The following individual testified:

Gary Nakata, Director, Department of Community Services (General comment)

Council Chair Menor referred Resolution 17-76 to the Committee on Budget for further consideration

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-77

RESOLUTION RELATING TO THE APPOINTMENT OF GRANT KAGIMOTO TO SERVE ON THE GRANTS IN AID ADVISORY COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

The following individual testified:

Misty Kela'i, Executive Director, Mayor's Office of Cultural and Arts (Support)

Council Chair Menor referred Resolution 17-77 to the Committee on Budget for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-78

RESOLUTION RELATING TO THE APPOINTMENT OF DAVID B. MONK TO SERVE ON THE ETHICS COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

The following individual testified:

Amy Agbayani, Hawaii Friends of Civil Rights (M-1173) (Support)

Councilmember Elefante noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-97).

Council Chair Menor referred Resolution 17-78 to the Committee on Executive Matters and Legal Affairs for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

M-1092 David Belatti
M-1104 Barry W. Stieglitz

PUBLIC HEARING/RESOLUTION
RESOLUTION 17-80

RESOLUTION RELATING TO THE APPOINTMENT OF DUANE R. MIYASHIRO TO SERVE ON THE LIQUOR COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

There was no public testimony.

Councilmember Ozawa noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-95, CC-96).

Council Chair Menor referred Resolution 17-80 to the Committee on Executive Matters and Legal Affairs for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

Related communications:

D-194 Ernest Y.W. Lau, P.E., Manager and Chief Engineer, Board of Water Supply
M-1276 Doug Chin

ADOPTION
RESOLUTION 17-44 – COMMITTEE REPORT 104

RESOLUTION RELATING TO THE APPOINTMENT OF CHRISTOPHER T. HONG TO SERVE ON THE BUILDING BOARD OF APPEALS OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Anderson moved that Committee Report 104 and Resolution 17-44 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 104 and Resolution 17-44 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

Chair Menor recognized and congratulated Mr. Hong.

ADOPTION

RESOLUTION 17-45, CD1 – COMMITTEE REPORT 105

RESOLUTION RELATING TO THE APPOINTMENT OF GIFFORD K.F. CHANG TO SERVE ON THE PLANNING COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Anderson moved that Committee Report 105 and Resolution 17-45, CD1 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 105 and Resolution 17-45, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

Chair Menor recognized and congratulated Mr. Chang

ADOPTION

RESOLUTION 17-46 – COMMITTEE REPORT 106

RESOLUTION RELATING TO THE APPOINTMENT OF FERNANDO J. FRONTERA TO SERVE ON THE BUILDING BOARD OF APPEALS OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Anderson moved that Committee Report 106 and Resolution 17-46 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 106 and Resolution 17-46 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

Chair Menor recognized and congratulated Mr. Frontera.

PUBLIC HEARING/SECOND HEARING
BILL 6, CD1 – COMMITTEE REPORT 73

A BILL FOR AN ORDINANCE RELATING TO MOBILE ELECTRONIC DEVICES.

Councilmember Elefante moved that Committee Report 73 be adopted and Bill 6 pass second reading, as amended to CD1. Seconded by Councilmember Pine.

The following individual testified:

Thomas Taflinger, Captain, Traffic Division, Honolulu Police Department (Support)

Committee Report 73 was adopted and Bill 6, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, OZAWA*, PINE,
MENOR – 7.

NOES: KOBAYASHI, MARTIN – 2.

*Councilmember Ozawa voted aye with reservation.

Related communications:

D-196 Kerry Inouye, Major, Traffic Division, Honolulu Police Department
M-1093 Chrizenn Gamayo, Waipahu High School
M-1291 Kim (kim1542-1@yahoo.com)
M-1292 Aaron (kr4z33@yahoo.com)

PUBLIC HEARING/SECOND HEARING
BILL 21 – COMMITTEE REPORT 76

A BILL FOR AN ORDINANCE RELATING TO PARKING.

Councilmember Kobayashi moved that Committee Report 76 be adopted and Bill 21 pass second reading. Seconded by Councilmember Ozawa.

The following individuals testified:

1. Thomas Taflinger, Captain, Traffic Division, Honolulu Police Department (D-197) (Oppose)
2. Barbra Armentrout (General comment)
3. Rose Pou (General comment)
4. Rachel Kailianu, Ho'omana Pono, LLC (Oppose)

Councilmember Elefante stated that he would be voting in opposition to Bill 21 because of the concerns raised by the Honolulu Police Department regarding safety issues in front of private driveways and emergency medical vehicles access.

Councilmember Kobayashi stated she is in support of the measure. She asked councilmembers to support Bill 21 so that further discussions on finding a solution to the problem can be addressed in Committee.

Councilmember Anderson voiced his support for the measure. He stated that his council district has similar parking issues and while he understands the need for the Bill, he expressed the desire for a nominal monthly fee. Councilmember Anderson commended the introducer of the Bill, Councilmember Kobayashi, for working with her community to come up with a solution.

Committee Report 76 was adopted and Bill 21 passed second reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,
 PINE, MENOR – 8.
NOES: ELEFANTE – 1.

Related communications:

D-198 Manuel P. Neves, Fire Chief, Honolulu Fire Department
D-201 Dean A. Nakano, EMS Chief, Honolulu Emergency Services Department
D-207 Sheri T. Kajiwara, Director, Department of Customer Services

PUBLIC HEARING/SECOND HEARING
BILL 23 – COMMITTEE REPORT 77

A BILL FOR AN ORDINANCE RELATING TO CITY PARKS AND RECREATIONAL FACILITIES.

Councilmember Kobayashi moved that Committee Report 77 be adopted and Bill 23 pass second reading. Seconded by Councilmember Ozawa.

The following individuals testified:

1. Barbra Armentrout (Support)
2. Guy Kaulukukui, Director, Department of Enterprise Services (Oppose)
3. Demont Conner, Ho'omana Pono, LLC (Oppose)
4. Rose Pou (Support)
5. Leimomi Khan (General comment)

In response to councilmembers, Director Guy Kaulukukui, Department of Enterprise Services (DES) stated that:

- The DES has not received guidance from the Corporation Counsel (COR) on the measure but hopes to get it before the Bill goes back to committee.
- The COR has not determined if the measure is an intrusion by the Legislative Branch into the realm of the Executive Branch.
- Thomas Square Park would require a change in the Public Infrastructure Map if it is transferred to the DES and an additional hearing may be required.

In response to councilmembers, Deputy Corporation Counsel Duane Pang, Department of the Corporation Counsel stated the following:

- The COR is currently reviewing the Bill and will be submitting a memo to the Chair or the committee before the next committee meeting.

- Without waiving any attorney-client privilege, the COR stated there may have been instances in the past where the City Council has adopted legislation that infringed upon the separation of powers doctrine.

Chair Emeritus Martin requested that in preparing their response, the COR also identify previous legislation adopted by the Council that has infringed upon the separation of powers doctrine and has become law. He also asked that the COR identify whether the Mayor ever asserted that argument when returning a bill unsigned or vetoed.

Councilmember Anderson stated that he will await the COR's response to further discuss the Bill with the DES Director.

Councilmember Ozawa noted his frustration as to why Thomas Square Park needs to be transferred to the DES. He noted that Ala Moana Beach Park, McCoy Pavilion, and Kapiolani Park have many activities and events, but have remained parks.

Councilmember Kobayashi thanked Chair Emeritus Martin for introducing the Bill. She stated that constituents enjoy Thomas Square Park and would like it to remain a park free of any fees.

Committee Report 77 was adopted and Bill 23 passed second reading.

AYES: ANDERSON*, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN,
MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

*Councilmember Anderson voted aye with reservation.

Related communication:

M-1174 Michelle S. Matson, President, O'ahu Island Parks Conservancy

PUBLIC HEARING/SECOND HEARING
BILL 13, CD1 – COMMITTEE REPORT 81

A BILL FOR AN ORDINANCE RELATING TO PUBLIC SIDEWALKS.

Councilmember Fukunaga moved that Committee Report 81 be adopted and Bill 13 pass second reading, as amended to CD1. Seconded by Councilmember Anderson.

The following individuals testified:

1. Merv Witherup, Iwilei Neighborhood (General comment)
2. Mandy Finlay, ACLU of Hawaii (M-1343) (Oppose)
3. Rose Pou (Support)
4. Barbra Armentrout (Support)
5. Roy Nakamura (General comment)
6. Demont Conner, Ho'omana Pono, LLC (General comment)
7. Neil Arakaki, President, Hawaiian Candies and Nuts (Support)
8. Karen Carlen (M-1329) (Support)
9. Rachel Kailianu, Ho'omana Pono, LLC (General comment)
10. Bessie Pregana (General comment)
11. Larry Brown (Support)

Councilmember Manahan asked for councilmembers to support the measure. He noted that he has been working with law enforcement, residents and business owners to address the situation but has exhausted all other options or possibilities. He explained that there have been incidents involving murder and shootings in his council district, and if the issues was only about sitting and lying on sidewalks, then there would be no need for the Bill. He stated that the measure addresses safety and access.

Councilmember Elefante expressed his appreciation to Councilmember Manahan for introducing the measure, but explained that his position and philosophy has always been the same for any sit lie measure, and for that reason he would be voting in opposition to the measure.

Committee Report 81 was adopted and Bill 13, CD1 passed second reading, as amended.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA,
 MENOR – 7.
NOES: ELEFANTE, PINE – 2.

Related communications:

M-1094	Lindsey Kesel
M-1095	Dana Bouchillon
M-1293	Veronique Nguyen
M-1257	Ruth A. Snead

PUBLIC HEARING/SECOND HEARING
BILL 19 – COMMITTEE REPORT 88

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Manahan moved that Committee Report 88 be adopted and Bill 19 pass second reading. Seconded by Councilmember Elefante.

The following individual testified:

Natalie Iwasa (Oppose)

Committee Report 88 was adopted and Bill 19 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, MENOR – 8.

NOES: None.

ABSENT: PINE – 1.

PUBLIC HEARING/SECOND HEARING
BILL 59 (2016), CD1 – COMMITTEE REPORT 93

A BILL FOR AN ORDINANCE RELATING TO THE USE OF BAGS PROVIDED TO CUSTOMERS.

Councilmember Fukunaga moved that Committee Report 93 be adopted and Bill 59 (2016) pass second reading, as amended to CD1. Seconded by Councilmember Kobayashi.

The following individuals testified:

Adrian Hong, Island Plastic Bags, Inc. (M-1129) (General comment)

In response to Councilmember Elefante, Mr. Hong provided the following comments:

- There is one major customer that purchases compostable bags from them, but they also sell to distributors who then sell to other customers, so he does not have the total number of consumers.

- The compostable bags are manufactured in China. They did consider manufacturing the bags locally but because of the pending legislation, they did not want to commit their capital resources.
 - He does not support changing the thickness from 2.25 mil to 3 mil.
2. Rose Pou (Support)
 3. Katherine Kupukaa (Oppose)
 4. Lauren Zirbel, Executive Director, Hawaii Food Industry Association (M-1105)
 5. Rachel Kailianu, Ho'omana Pono, LLC (General comment)
 6. Roy Nakamura (General comment)
 7. Natalie Iwasa (Oppose)
 8. Suzanne Frazer, President, Beach Environmental Awareness Campaign Hawai'i (M-1350) (Oppose)
 9. Dean Otsuki (M-1349) (Oppose)

Councilmember Elefante thanked all of the testifiers for providing testimony. He stated that he will be voting with reservations on the measure because his purpose for introducing the measure was to address the issue of our environment and to tighten the current law. He expressed his willingness to work with the Chair of the Public Works and Infrastructure Committee to eliminate compostable bags and allow for recyclable plastic bags.

Councilmember Fukunaga expressed her appreciation to the testifiers for their comments. She stated that the Department of the Corporation Counsel is reviewing the measure to ensure the language establishing a fee fits within the City's public health and safety laws. She asked for councilmembers' support on the measure.

Councilmember Ozawa spoke in opposition to the measure. He noted that there are some technicalities that do not make a substantial change. He also stated his opposition to the fee in the current draft.

Councilmember Anderson stated that he will be voting with reservations. He noted he supports the Bill in its original form, and that he hopes the issues can be worked out when it goes back to Committee.

Chair Emeritus Martin stated he will be voting in opposition to the measure. He noted that he would like to see a formal legal opinion as to the imposition of a fee because that was a concern with the original Bill.

Committee Report 93 was adopted and Bill 59 (2016), CD1 passed second reading, as amended.

AYES: ANDERSON*, ELEFANTE*, FUKUNAGA, KOBAYASHI*, MANAHAN, PINE,
 MENOR – 7.
NOES: MARTIN, OZAWA – 2.

*Councilmembers Anderson, Elefante, Kobayashi voted aye with reservation.

Related communications:

M-1130 Tina Yamaki, President, Retail Merchants of Hawaii
M-1270 Jodi Malinoski, Sierra Club Oahu Group Coordinator
M-1282 Mary Smart

PUBLIC HEARING/SECOND HEARING
BILL 67 (2016) – COMMITTEE REPORT 95

A BILL FOR AN ORDINANCE RELATING TO BICYCLE FACILITIES.

Councilmember Pine moved that Committee Report 95 be adopted and Bill 67 (2016) pass second reading. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 95 was adopted and Bill 67 (2016) passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

Related communications:

M-1282 Mary Smart
M-1315 Jodi Malinoski, Sierra Club Oahu Group

PUBLIC HEARING/SECOND HEARING
BILL 4 – COMMITTEE REPORT 96

A BILL FOR AN ORDINANCE RELATING TO REZONE LAND SITUATED AT KANEOHE, OAHU, HAWAII.

Councilmember Pine moved that Committee Report 96 be adopted and Bill 4 pass second reading. Seconded by Councilmember Anderson.

The following individual testified:

Lisa Leonillo Imata, President, Plan Pacific (M-1072) (Support)

Committee Report 96 was adopted and Bill 4 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

PUBLIC HEARING/SECOND HEARING
BILL 5 – COMMITTEE REPORT 97

A BILL FOR AN ORDINANCE RELATING TO REZONE LAND SITUATED AT MOANALUA, OAHU, HAWAII.

Councilmember Pine moved that Committee Report 97 be adopted and Bill 5 pass second reading. Seconded by Councilmember Anderson.

The following individual testified:

Henry Eng, Henry Eng Land Planning Services (HELPS) (M-1091) (Support)

Committee Report 97 was adopted and Bill 5 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

PUBLIC HEARING/SECOND HEARING
BILL 16 – COMMITTEE REPORT 98

A BILL FOR AN ORDINANCE RELATING TO BUILDING INSPECTIONS.

Councilmember Pine moved that Committee Report 98 be adopted and Bill 16 pass second reading. Seconded by Councilmember Anderson.

The following individuals testified:

1. Natalie Iwasa (General comment)
2. Leimomi Khan (M-1341) (Support)
3. Jane Sugimura, President, Hawaii Council of Associations of Apartment Owners (General comment)

Committee Report 98 was adopted and Bill 16 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-1238 Lynne Matusow

PUBLIC HEARING/SECOND HEARING
BILL 17 – COMMITTEE REPORT 99

A BILL FOR AN ORDINANCE RELATING TO BUILDING INSPECTIONS.

Councilmember Pine moved that Committee Report 99 be adopted and Bill 17 pass second reading. Seconded by Councilmember Anderson.

The following individuals testified:

1. Leimomi Khan (M-1341) (Support)
2. Jane Sugimura, President, Hawaii Council of Associations of Apartment Owners (M-1273) (General comment)

Councilmember Ozawa noted that he introduced the measure because of the tragic accident at Ala Moana Shopping Center. He stated that the community wanted some action taken to create safer buildings. He noted that he has been in communication with interested parties to amend the Bill, and one specific amendment may be that inspections are required every 5 years.

Chair Emeritus Martin thanked the Zoning and Housing Chair for hearing both Bills 16 and 17 which seek to accomplish the same purpose. Requesting that his comments be reflected in the minutes, Chair Emeritus Martin stated that he would prefer to yield to his colleague Councilmember Ozawa and allow Bill 17 to advance forward given that he feels the measure is more comprehensive than the Bill he introduced. He advised the Zoning and Housing Chair to focus on Bill 17 and move that measure forward.

Chair Menor noted that the Administration and the COR have also raised concerns regarding the potential liability of the City and requested that the Zoning and Housing Committee to address possible legal issues.

Committee Report 99 was adopted and Bill 17 passed second reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-1239 Lynne Matusow

RECESS/RECONVENE

At 12:35 p.m., the Chair called for a recess as noted on the agenda. With 6 members present (Excused: Anderson, Ozawa, Pine – 3), the Chair reconvened the meeting at 1:39 p.m.

THIRD READING

BILL 3, CD1 – COMMITTEE REPORT 85

A BILL FOR AN ORDINANCE RELATING TO THE TRANSPORTATION SURCHARGE.

The following amendment was handcarried to the meeting:

Bill 3, CD1, Proposed FD1 (OCS2017-0294/3/21/2017 8:10 AM)

Councilmember Manahan moved that Committee Report 85 be adopted and Bill 3 pass third reading, as amended to CD1. Seconded by Councilmember Elefante.

RECESS/RECONVENE

At 1:40 p.m., the Chair called for a short recess and reconvened the meeting at 1:41 p.m.

Councilmember Ozawa moved that the Bill be amended to the handcarried FD1. Seconded by Councilmember Martin. The FD1 makes the following amendments:

- A. Amends SECTION 2 of the bill to require HART to submit the following information to the Council on a quarterly basis:
 - A capital improvement program status report in substantially the same form as that submitted by the director of budget and fiscal services for the city's executive capital improvement program; and
 - An updated cash balance summary that contains all revenues and expenditures. The summary must include cash balances for each revenue source and each category of project cost showing the cash balance at the start of the accounting period and the cash balance at the end of the period.
- B. Amends SECTION 3 and SECTION 5 of the bill to make conforming amendments.
- C. Makes miscellaneous technical and nonsubstantive amendments.

The following individuals testified:

1. Elaine Kam (M-1348) (Oppose)
2. Demont Conner, Ho'omana Pono, LLC (Support)
3. Rachel Kailianu, Ho'omana Pono LLC (Support)
4. Calvin Hulihee (General comment)
5. Natalie Iwasa (General comment)
6. Roy Nakamura (M-1106) (General comment)
7. Barbra Armentrout (General comment)

8. Rod Tam, Former State Senator and City Councilmember (M-1258)
(General comment)
9. Bessie Pregana (General comment)
10. Choon James (General comment)
11. Katherine Kupukaa (Oppose)

Councilmember Ozawa stated that he proposed the FD1 to continue to have more transparency and oversight of HART. He noted that HART should have quarterly reports instead of annual reports.

In response to councilmembers, Lisa Hirahara, Department of the Corporation Counsel (COR) responded with the following comments:

- The COR reviewed the proposed handcarried FD1, and has some legal concerns with the FD1 that can be discussed in executive session.
- The COR has no legal concerns with CD1.

Councilmember Manahan noted that he is not against the proposal but encouraged the introducer of the FD1 to introduce the FD1 as a new Bill for Council consideration.

Councilmember Ozawa recommended that the Council recess and go into executive session to hear the COR's concern.

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

At 2:23 p.m., Councilmember Ozawa moved that pursuant to Council Rule 12A and the Hawaii Revised Statutes Section 92-4 and Section 92-5(a)(4), the Council will resolve itself into a Committee of the Whole to consult with its attorneys in executive session on questions and issues pertaining to the Council's powers, duties, privileges, immunities and/or liabilities on a matter relating to insurance disputes regarding the City's coverage in lawsuits. Seconded by Councilmember Kobayashi and carried by the following vote:

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, OZAWA,
PINE, MENOR – 8.

NOES: None.

ABSENT: MARTIN – 1.

RECESS/RECONVENE COUNCIL MEETING

At 2:23 p.m., the Chair called for a recess for the Committee of the Whole to convene into Executive Session.

At 2:40 p.m., with 9 members present, Council Chair Menor reconvened the Council meeting.

The Chair announced that the motion on the floor is to amend Bill 3, CD1 to the handcarried FD1 (OCS2017-0294/3/21/2017 8:10 AM).

Councilmember Elefante stated he shared the same concerns with Budget Chair Manahan, and for that reason he will be voting in opposition to the proposed handcarried FD1.

Councilmember Ozawa asked for councilmembers to support the proposed handcarried FD1 for increased transparency and oversight of HART.

Councilmember Menor recognized Councilmember Ozawa's legitimate concerns and that transparency is very important. He suggested that Councilmember Ozawa introduce a new Bill which he would support.

Councilmember Pine stated that she would support a separate Bill containing the language in the FD1.

Councilmember Manahan noted that if any member has concerns with HART, they can request the information on a quarterly basis. He requested that Councilmember Ozawa introduce a new Bill for Council consideration.

Councilmember Anderson voiced his opposition to the FD1. He stated that the State Legislature and the FTA continue to have issues with the cap. He noted the language on reporting requirements endangers the legality of the overall measure.

Chair Emeritus Martin noted that he met with the FTA Administrator and staff and they confirmed that a cap would be problematic. He expressed his support for the proposed handcarried FD1.

Councilmember Ozawa clarified that his proposed handcarried FD1 has nothing to do with a cap and only relates to reporting.

Bill 3, CD1 failed to be amended to the handcarried FD1 (OCS2017-0294/3/21/2017 8:10 AM) due to lack of a majority vote.

AYES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

NOES: ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.

The Chair stated that the motion on the floor was to pass Bill 3 on third reading, as amended to CD1.

In response to Councilmember Ozawa, Robert Yu, Chief Financial Officer, HART provided the following response:

- He started working for the HART three weeks ago and has not had an opportunity to review the peer review report.
- Mr. Murthy, Chief Executive Officer, HART provided comments on the auditor's recommendation to the Board of Directors.
- He will provide a copy of the comments on the peer review report, the reviewer's questions and a synopsis of what was said.
- The peer review comments were mostly related to construction and personnel. The HART has a difficult time hiring a person with the requisite expertise. There are also concerns with procedural and policy matters related to design and construction.
- He will provide information regarding creation of a dispute resolution board suggested by the peer review report.

Chair Menor requested that the HART submit a letter to the councilmembers regarding the peer review and how the HART is implementing the recommendations and concerns relating to the operations and maintenance of the rail project.

Chair Emeritus Martin stated his opposition to the measure. He noted that once we have the recovery plan, he would support moving forward with the measure.

Councilmember Anderson spoke in support of the measure. He noted that the City needs to obtain every possible federal dollar to be able to move the project forward and not increase the financial burden on taxpayers. He stated that the legislature is a partner and moving the Bill forward is a step in the right direction.

Committee Report 85 was adopted and Bill 3, CD1 passed third reading, as amended.

AYES: ANDERSON, ELEFANTE, MANAHAN, OZAWA, PINE, MENOR – 6.
NOES: FUKUNAGA, KOBAYASHI, MARTIN – 3.

Related communications:

M-1269 John Bond, FTA HART Rail PA Consulting Party
M-1282 Mary Smart

THIRD READING

BILL 7, CD2 – COMMITTEE REPORT 86

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Manahan moved that Committee Report 86 be adopted and Bill 7, CD1 pass third reading, as amended to CD2. Seconded by Councilmember Elefante.

The following individuals testified:

1. Sue Ann Lee, President, Honolulu Board of Realtors (M-1294) (Support)
2. Choon James (General comment)
3. Roy Nakamura (General comment)
4. Calvin Hulihee (General comment)
5. Rachel Kailianu, Ho‘omana Pono, LLC (Support)

Councilmember Ozawa stated his support and appreciation for the measure. He noted that the amendment would help his district to be in the correct class.

Councilmember Manahan clarified that the measure does not set the rates but creates tiers within the Residential A category. The residents that are in the million dollar range would see a saving.

Councilmember Anderson stated that he opposed the original legislation establishing a Residential A classification in 2014. He was concerned that the Residential A classification would result in increased rents because landlords would pass on their increased tax burdens. He noted that another concern was that individuals who may have inherited a home could face losing their home due to additional tax burdens. He stated that he would work with the Mayor, his administration and the Honolulu Board of Realtors to improve the process.

Chair Emeritus Martin stated his support for the measure. He noted that he would be willing to co-sign new legislation on Residential A.

Committee Report 86 was adopted and Bill 7, CD2 passed third reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

Related communications:

M-1131 Schuyler Cole
M-1328 Curtiss Ako

THIRD READING
BILL 8 – COMMITTEE REPORT 87

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAXATION.

Councilmember Manahan moved that Committee Report 87 be adopted and Bill 8 pass third reading. Seconded by Councilmember Elefante.

The following individual testified:

Choon James (General comment)

Committee Report 87 was adopted and Bill 8 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

THIRD READING
BILL 81 (2015), CD2 – COMMITTEE REPORT 92

A BILL FOR AN ORDINANCE RELATING TO PRIVATE STREETS AND ROADS.

Councilmember Fukunaga moved that Committee Report 92 be adopted and Bill 81 (2015), CD1 pass third reading, as amended to CD2. Seconded by Councilmember Kobayashi.

The following individuals testified:

1. Bessie Pregana (General comment)
2. Wes Fryszacki, Director Designate, Department of Transportation Services (Oppose)
3. Rachel Kailianu, Ho'omana Pono, LLC (Support)
4. Demont Conner, Ho'omana Pono, LLC (Support)
5. Choon James (General comment)

Committee Report 92 was adopted and Bill 81 (2015), CD2 passed third reading, as amended.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

THIRD READING

BILL 49 (2016) – COMMITTEE REPORT 66

A BILL FOR AN ORDINANCE TO REZONE LAND SITUATED AT MOANALUA, OAHU, HAWAII.

Councilmember Pine moved that Committee Report 66 be adopted and Bill 49 (2016) pass third reading. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 66 was adopted and Bill 49 (2016) passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

D-199 Don S. Kitaoka, Department of the Corporation Counsel

THIRD READING

BILL 52 (2016), CD1 – COMMITTEE REPORT 67

A BILL FOR AN ORDINANCE RELATING TO REZONE LAND SITUATED AT MOANALUA, OAHU, HAWAII.

Councilmember Pine moved that Committee Report 67 be adopted and Bill 52 (2016), CD1 pass third reading. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 67 was adopted and Bill 52 (2016), CD1 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

D-152 Don S. Kitaoka, Department of the Corporation Counsel

THIRD READING

BILL 2, CD1 – COMMITTEE REPORT 102

A BILL FOR AN ORDINANCE AMENDING THE FIRE CODE OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Anderson moved that Committee Report 102 be adopted and Bill 2, CD1 pass third reading. Seconded by Councilmember Pine.

The following individual testified:

Socrates Bratakos, Assistant Fire Chief, Honolulu Fire Department (Oppose)

Councilmember Anderson stated his support for the measure. He noted that for more than 30 years natural cut Christmas trees were part of the Honolulu City Lights festival and that there were no issues with fire. He explained that the measure was amended with the approval of the Honolulu Fire Department. He asked for councilmembers' support.

Committee Report 102 was adopted and Bill 2, CD1 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

D-198 Manuel P. Neves, Fire Chief, Honolulu Fire Department

FIRST READING

RESOLUTION 17-61

(Budget)

RESOLUTION AMENDING THE CITY AND COUNTY OF HONOLULU FUEL TAX.

Councilmember Anderson moved that Resolution 17-61 pass first reading. Seconded by Councilmember Pine.

The following individuals testified:

1. Demont Conner, Ho'omana Pono, LLC (Oppose)
2. Choon James (General comment)

Councilmember Anderson clarified that he and Councilmember Todd Apo voted in opposition to the condemnation of the Haaula property.

Ms. James acknowledged Councilmember Anderson's comment and stated she and the community would never forget what they did for Haaula.

3. Kapua Keliikoa-Kamai (Oppose)

Councilmember Kobayashi stated that she generally does not vote in opposition to first reading Bills, but she will be voting in opposition to measures that generate increases and adds a burden to constituents.

Chair Emeritus Martin noted that he rarely votes in opposition to first reading Bills, but he will be voting in opposition to any measures that increase fees.

Councilmember Ozawa voiced his opposition to the first reading Bills increasing fees, and he stressed that this is not the time to increase taxes on residents.

Councilmember Fukunaga stated that she will be voting in opposition to the fuel tax and other revenue generating bills. She noted that she feels troubled that the focus has been to affect low income residents, seniors and those that are on fixed incomes.

Councilmember Pine noted she will be voting with reservations on measures regarding fee and tax increases.

Resolution 17-61 passed first reading.

AYES: ANDERSON, ELEFANTE, MANAHAN, PINE*, MENOR – 5.
NOES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

*Councilmember Pine voted aye with reservation.

FIRST READING

BILL 24

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE LEGISLATIVE BUDGET FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Anderson moved that Bill 24 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 24 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

FIRST READING

BILL 25

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE EXECUTIVE OPERATING BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Anderson moved that Bill 25 pass first reading. Seconded by Councilmember Pine.

Councilmember Ozawa stated he will be voting in opposition on this measure. He noted that vacant positions are being added to the newly created Department of Land Management which needs to be funded but was not advised at the Charter Committee meetings.

The following individuals testified:

1. Natalie Iwasa (General comment)
2. Katherine Kupukaa (General comment)

Bill 25 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
PINE, MENOR – 8.

NOES: OZAWA – 1.

FIRST READING

BILL 26

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE EXECUTIVE CAPITAL BUDGET AND PROGRAM FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018

Councilmember Anderson moved that Bill 26 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (General comment)

Bill 26 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

FIRST READING

BILL 27

(Budget)

A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY AND COUNTY OF HONOLULU IN A MAXIMUM PRINCIPAL AMOUNT EQUAL TO THE AGGREGATE OF THE AMOUNTS APPROPRIATED IN THE CAPITAL BUDGET ORDINANCE OF SAID CITY AND COUNTY FOR THE FISCAL YEAR ENDING JUNE 30, 2018, AND SPECIFIED IN SAID ORDINANCE TO BE FINANCED FROM THE PROCEEDS OF THE SALE OF SUCH BONDS AND TO BE EXPENDED FROM THE GENERAL IMPROVEMENT BOND FUND, THE HIGHWAY IMPROVEMENT BOND FUND, SOLID WASTE IMPROVEMENT BOND FUND, OR THE HOUSING DEVELOPMENT SPECIAL FUND.

Councilmember Anderson moved that Bill 27 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 27 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

FIRST READING

BILL 28

(Budget)

A BILL FOR AN ORDINANCE RELATING TO PUBLIC TRANSIT.

Councilmember Anderson moved that Bill 28 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

1. Barbra Armentrout (General comment)

Chair Menor noted that Ms. Armentrout's remarks were very appropriate. He requested an update on the paratransit management plan from the Department of Transportation Services Director Designate and also a briefing to the Council regarding the results and recommendations of the plan to improve The Handi-Van services.

2. Rose Pou (General comment)
3. Leimomi Khan (General comment)
4. Kapua Keliikoa-Kamai (General comment)

Chair Emeritus Martin stated he would be voting in opposition to the measure. He noted that those who do not support any type of fee increase should identify where that potential revenue can be made up in the budget by preparing amendments to the budget and submitting it by Friday in a proposed CD1 amendment.

Councilmember Ozawa noted he would be voting in opposition to the measure. He stated the increase would impact the lives of his constituents who utilize The Handi-Van.

Bill 28 passed first reading.

AYES: ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.

NOES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

FIRST READING

BILL 29

(Budget)

A BILL FOR AN ORDINANCE RELATING TO COLLECTION AND DISPOSAL OF REFUSE.

Councilmember Anderson moved that Bill 29 pass first reading. Seconded by Councilmember Pine.

The following individuals testified:

1. Rachel Kailianu, Ho‘omana Pono, LLC (Oppose)
2. Katherine Kupukaa (Oppose)
3. Kapua Keliikoa-Kamai (General comment)

Councilmember Ozawa voiced his opposition to the measure. He stated that his constituents pay property taxes and that the refuse fees should be incorporated within the real property tax.

Councilmember Fukunaga noted that in her district, there are many senior citizens and residents on fixed incomes that will be affected by the measure. She voiced her opposition to Bill 29.

Chair Emeritus Martin noted his opposition to the measure.

Bill 29 passed first reading.

AYES: ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.
NOES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

Related communications:

M-1096 Garry Smith
M-1098 Pam Smith
M-1282 Mary Smart
M-1330 Mary Monohon

FIRST READING

BILL 30

(Budget)

A BILL FOR AN ORDINANCE RELATING TO EROSION, SEDIMENT, AND POLLUTION CONTROL.

Councilmember Anderson moved that Bill 30 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 30 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

FIRST READING

BILL 31

(Budget)

A BILL FOR AN ORDINANCE DETERMINING THE REAL PROPERTY TAX RATES FOR THE CITY AND COUNTY OF HONOLULU FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Anderson moved that Bill 31 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Natalie Iwasa (Oppose)

Councilmember Anderson noted that Resolutions cannot be vetoed as Bills can. He stated in the past, the real property tax rates have been set by Resolution. He explained that if a mayor were to veto the property tax rate bill, the budget would not be balanced.

Bill 31 passed first reading.

AYES: ANDERSON, ELEFANTE, MANAHAN, PINE, MENOR – 5.

NOES: FUKUNAGA, KOBAYASHI, MARTIN, OZAWA – 4.

Related communications:

M-1265 Mufi Hannemann, President & CEO, Hawai'i Lodging & Tourism Association
M-1275 Cercillieux JP, The New Otani Kaimana Beach Hotel
M-1286 Jerry Gibson, Area Vice President, Hilton
M-1287 David Givens, Hilton Waikoloa Village
M-1288 Simeon Miranda, Embassy Suites by Hilton Waikiki Beach Walk
M-1295 Kelvin Bloom, Manage, Aqua-Aston Hospitality, LLC
M-1296 Chris Tatum, Area General Manager, Marriott Resorts Hawaii
M-1346 Jason Ito, Director of Labor and Community, Kyoya Management Company, Ltd.

FIRST READING

BILL 32

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION OPERATING BUDGET FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Anderson moved that Bill 32 pass first reading. Seconded by Councilmember Pine.

The following individuals testified:

1. Natalie Iwasa (General comment)
2. Katherine Kupukaa (General comment)
3. Kapua Keliikoa-Kamai (General comment)

Bill 32 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

FIRST READING

BILL 33

(Budget)

A BILL FOR AN ORDINANCE RELATING TO THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET FOR THE FISCAL YEAR JULY 1, 2017 TO JUNE 30, 2018.

Councilmember Anderson moved that Bill 33 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Kapua Keliikoa-Kamai (General comment)

Chair Emeritus Martin noted his opposition to the measure. He explained that the Waialua District Park field lights repair project, which has been long awaited, would not be funded even though funds were appropriated in FY2017. He stated that even though the rail line does not go through his district, he has been a strong supporter of rail. However, he stated that he cannot support a bond float of \$207 million when the Administration is not willing to support the \$4 million project in his council district.

Bill 33 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, OZAWA, PINE,
 MENOR – 7.
NOES: KOBAYASHI, MARTIN – 2.

FIRST READING

BILL 34

(Budget)

A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY AND COUNTY OF HONOLULU IN A MAXIMUM PRINCIPAL AMOUNT EQUAL TO THE AGGREGATE OF THE AMOUNTS APPROPRIATED FOR THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET PROJECTS IN THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION CAPITAL BUDGET AND PROGRAM ORDINANCE FOR THE FISCAL YEAR ENDING JUNE 30, 2018, AND SPECIFIED IN SAID ORDINANCE TO BE FINANCED FROM THE PROCEEDS OF THE SALE OF SUCH BONDS AND TO BE EXPENDED FROM THE TRANSIT IMPROVEMENT BOND FUND.

Councilmember Anderson moved that Bill 34 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 34 passed first reading.

AYES: ANDERSON, ELEFANTE, MANAHAN, OZAWA, PINE, MENOR – 6.
NOES: FUKUNAGA, KOBAYASHI, MARTIN – 3.

Related communication:

M-1272 John Bond, FTA HART Rail PA Consulting Party

FIRST READING

BILL 35

(Budget)

A BILL FOR AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE 4, REVISED ORDINANCES OF HONOLULU, 1990, AS AMENDED RELATING TO ADMISSION FEES FOR THE HONOLULU ZOO.

Councilmember Anderson moved that Bill 35 pass first reading. Seconded by Councilmember Pine.

The following individual testified:

Rachel Kailianu, Ho'omana Pono, LLC (Support)

Councilmember Ozawa noted his interest in the zoo. He stated that he is reluctant to support the measure, but agrees that the revenue can be raised through non-resident fees.

Bill 35 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, OZAWA, PINE, MENOR – 7.

NOES: KOBAYASHI, MARTIN – 2.

FIRST READING

BILL 36

(Budget)

A BILL FOR AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE 4, REVISED ORDINANCES OF HONOLULU, 1990, AS AMENDED RELATING TO FEES FOR USE OF MUNICIPAL GOLF COURSES.

Councilmember Anderson moved that Bill 36 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 36 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, OZAWA, PINE, MENOR – 7.

NOES: KOBAYASHI, MARTIN – 2.

FIRST READING

BILL 37

(Budget)

A BILL FOR AN ORDINANCE RELATING TO REAL PROPERTY TAX RELIEF.

Councilmember Anderson moved that Bill 37 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 37 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

FIRST READING

BILL 38

(Public Works, Infrastructure and Sustainability)

A BILL FOR AN ORDINANCE RELATING TO CONSTRUCTION AND DEMOLITION DEBRIS.

Councilmember Anderson moved that Bill 38 pass first reading. Seconded by Councilmember Pine.

There was no public testimony.

Bill 38 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

ADOPTION

RESOLUTION 17-43 – COMMITTEE REPORT 74

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM HAWAII STAGE AND LIGHTING RENTALS, INC., FOR THE 2017 POLICE WEEK MEMORIAL SERVICE.

Councilmember Elefante moved that Committee Report 74 and Resolution 17-43 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 74 and Resolution 17-43 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-49 – COMMITTEE REPORT 75

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM THE 200 CLUB TO FUND THE HONOLULU FIRE DEPARTMENT'S MANAGER, FIRE FIGHTER, AND CIVILIAN EMPLOYEES OF THE YEAR AWARDS.

Councilmember Elefante moved that Committee Report 75 and Resolution 17-49 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 75 and Resolution 17-49 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-47 – COMMITTEE REPORT 78

RESOLUTION URGING THE DIRECTOR OF PARKS AND RECREATION TO PROVIDE ADEQUATE STAFFING FOR THE MAUNALANI COMMUNITY PARK SO THAT ALL FACILITIES THEREIN, INCLUDING THE RECREATION CENTER, ARE CONSISTENTLY AND READILY OPEN FOR USE BY THE PUBLIC.

Councilmember Kobayashi moved that Committee Report 78 and Resolution 17-47 be adopted. Seconded by Councilmember Ozawa.

There was no public testimony.

Committee Report 78 and Resolution 17-47 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-54 – COMMITTEE REPORT 79

RESOLUTION URGING THE STATE OF HAWAII TO ENFORCE STATE PARK RULES AND FACILITATE PERMANENT SOLUTIONS REGARDING THE ENCAMPMENTS AT THE DIAMOND HEAD STATE MONUMENT.

Councilmember Kobayashi moved that Committee Report 79 and Resolution 17-54 be adopted. Seconded by Councilmember Ozawa.

There was no public testimony.

Committee Report 79 and Resolution 17-54 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

Related communication:

M-1175 Michelle S. Matson, Member, Diamond Head Citizens Advisory Committee

ADOPTION

RESOLUTION 17-62, CD1 – COMMITTEE REPORT 80

RESOLUTION URGING THE MAYOR TO HOLD AN EVENT CELEBRATING THE 50TH ANNIVERSARY OF THE DEDICATION OF HANAUMA BAY NATURE PRESERVE AS A MARINE LIFE CONSERVATION DISTRICT.

Councilmember Kobayashi moved that Committee Report 80 and Resolution 17-62, CD1 be adopted. Seconded by Councilmember Ozawa.

There was no public testimony.

Committee Report 80 and Resolution 17-62, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-75 – COMMITTEE REPORT 82

TO RETAIN THE SERVICES OF CHUNG & IKEHARA, ALC AS SPECIAL DEPUTY CORPORATION COUNSEL TO REPRESENT CHIEF LOUIS M. KEALOHA IN A LEGAL ACTION ENTITLED JONAH K. KAAHU AND DONNA LIAKA MARIE KAAHU, HUSBAND AND WIFE V. CITY AND COUNTY OF HONOLULU, ET AL., CIVIL NO. CV14-00266 HG/RLP.

Councilmember Fukunaga moved that Committee Report 82 and Resolution 17-75 be adopted. Seconded by Councilmember Anderson.

The following individuals testified:

1. Demont Conner, Ho'omana Pono, LLC (Oppose)
2. Kapua Keliikoa-Kamai (General comment)

Councilmember Anderson stated that the City Council has no authority on the matters relating to Chief Kealoha and that the Honolulu Police Commission made the decisions.

Chair Menor noted that his request that the Commission brief the Council in executive session with regards to the settlement was denied.

Committee Report 82 and Resolution 17-75 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-41 – COMMITTEE REPORT 89

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE INSTITUTE OF INTERNAL AUDITORS.

Councilmember Manahan moved that Committee Report 89 and Resolution 17-41 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 89 and Resolution 17-41 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-51, CD1 – COMMITTEE REPORT 91

RESOLUTION ACCEPTING A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE ASSOCIATION OF GOVERNMENT ACCOUNTANTS FOR TRAVEL EXPENSES TO KANSAS CITY, MISSOURI.

Councilmember Manahan moved that Committee Report 91 and Resolution 17-51, CD1 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 91 and Resolution 17-51, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-56 – COMMITTEE REPORT 90

RESOLUTION ACCEPTING A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE OVERLAND PARK, KANSAS INTERNAL AUDIT PROGRAM, TO PAY FOR THE COST OF ONE PEER REVIEW TEAM MEMBER TO TRAVEL FROM HONOLULU TO CONDUCT A PEER REVIEW.

Councilmember Manahan moved that Committee Report 90 and Resolution 17-56 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 90 and Resolution 17-56 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
OZAWA, PINE, MENOR – 9.

NOES: None.

ADOPTION

RESOLUTION 17-68 – COMMITTEE REPORT 94

RESOLUTION APPROVING THE GRANT OF EASEMENT C-1 TO HAWAIIAN TELCOM SERVICES COMPANY, INC. WITHIN A PORTION OF THE CITY'S MAKAHA BEACH PARK TMK: 8-4-001:012.

Councilmember Fukunaga moved that Committee Report 94 and Resolution 17-68 be adopted. Seconded by Councilmember Kobayashi.

The following amendment was posted on the agenda:

Resolution 17-68, Proposed FD1
(The posted version was not considered.)

The following amendment was handcarried to the meeting:

Resolution 17-68, Proposed FD1 (OCS2017-0302/3/21/2017 10:52 AM)

Councilmember Kobayashi moved that Resolution 17-68 be amended to the handcarried FD1. Seconded by Councilmember Fukunaga. The FD1 makes the following amendments:

- A. Amends the fourth WHEREAS and second BE IT FURTHER RESOLVED clauses by specifying that the easement fee be used for the upkeep and maintenance of City parks.
- B. Makes miscellaneous technical and nonsubstantive amendments.

The following individuals testified:

1. Ken Hiraki (Support)

Councilmember Pine thanked Mr. Hiraki for the numerous meeting with the community. She stated there were a lot of miscommunications. The community still has concerns regarding the drilling process and a material that would be released into the ocean and possibly ruin the reef and other marine life.

In response to questions from Councilmember Pine, Mr. Hiraki and Mr. Masutomi from Hawaiian Telcom provided the following response:

- The environmental concerns from the community were important. When the boring process was done, bentonite was used. Bentonite is a natural non-toxic mineral made up of volcanic ash that is also used in facial creams and cosmetics, and to aid digestive problems.
- In the drilling process, bentonite is used to lubricate the drill head. The drilling fluid is 5 percent bentonite and 95 percent water.
- During the permit application process, the use of bentonite was described and approved.

2. Kapua Keliikoa-Kamai (M-1335) (General comment)
3. Demont Conner, Ho'omana Pono, LLC (General comment)

Councilmember Fukunaga explained that the individuals who attended the committee meeting did not have documents regarding the environmental impact analyses, and so she asked the individuals for their address so that Hawaiian Telcom could provide them with copies of the environmental assessment. She noted that she spoke with Mr. Conner after the meeting to inform him that she reviewed the draft environmental assessment and in that document it mentioned that the Keolana families and others were consulted. She apologized if her comments were interpreted to mean that the Kealohas approved the project.

4. Rachel Kailianu, Ho'omana Pono, LLC (Oppose)
5. Meleana Kamai (Oppose)
6. Kaili Kamai (Oppose)

Mr. Hiraki clarified for the record that Hawaiian Telcom provides access and connection to the schools and that the students have access to high speed internet using the Hawaiian Telcom broadband.

In response to Councilmember Pine, Mr. Hiraki apologized for not having better communication with the community and stated that they would do a better job with future projects.

In response to Councilmember Fukunaga, Nelson Koyanagi, Director, Department of Budget and Fiscal Services noted that:

- The Administration testified in support of Hawaiian Telcom's easement request.
- Discussions began with Hawaiian Telcom to see if other benefits could be made available to the Waianae Community and that information was provided to the Department of Transportation so they could work directly with Hawaiian Telcom. He will follow up with the Department of Transportation on the status.

Councilmember Pine thanked the members of the Waianae Community for attending the Council meeting and testifying. She noted that her role was to inform the community of situations that affect them and that she has done her due diligence to investigate and relay information to the community. She stated that it is now up to the community to follow through. She noted that Hawaiian Telcom has committed to giving the Waianae Coast the fiber optic cable to synchronize the lights for free.

Chair Menor echoed Councilmember Pine's concerns and asked Hawaiian Telcom to be sensitive to the community's concerns.

Resolution 17-68 was amended to the handcarried FD1 (OCS2017-0302/3/21/2017 10:52 AM).

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 9.

NOES: None.

Committee Report 94 and Resolution 17-68, FD1 were adopted.

AYES: ANDERSON*, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA*, PINE*, MENOR – 9.

NOES: None.

*Councilmembers Anderson, Ozawa, Pine voted aye with reservation.

Related communications:

D-195 Nelson H. Koyanagi, Jr., Director, Department of Budget and Fiscal Services

M-1097 Troy Benevides, Business Manager-Financial Secretary, IBEW Local Union 1357

M-1132 Garret T. Yoshimi, Vice President for Information Technology and Chief Information Officer, University of Hawaii System

M-1262 Sherry Menor-McNamara, President & CEO, Chamber of Commerce Hawaii

M-1297 Catherine P. Awakuni Colón, Director, State Department of Commerce and Consumer Affairs

M-1298 Sharlette Poe

M-1299 Russ Matulich, President & CEO, RAM Telecom International Inc.

RECESS/RECONVENE

At 5:54 p.m., the Chair called for a short recess and reconvened the meeting at 6:10 p.m.

ADOPTION

RESOLUTION 17-42 – COMMITTEE REPORT 100

RESOLUTION RECOMMENDING APPOINTEES TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY (HCDA).

The following amendments were handcarried to the meeting:

Resolution 17-42, Proposed FD1 (OC52017-0284/3/21/2017 9:08 AM)
Resolution 17-42, Proposed FD1 (OCS2017-0297/3/21/2017 8:42 AM)
(Note: The above version was not considered.)

Councilmember Pine moved that Committee Report 100 and Resolution 17-42 be adopted. Seconded by Councilmember Anderson.

Councilmember Pine moved that Resolution 17-42 be amended to the handcarried FD1 (OC52017-0284/3/21/2017 9:08 AM). Seconded by Councilmember Anderson. The FD1 makes the following amendments:

- A. Adds the names of recommended appointees to the Hawaii Community Development Authority.
- B. Makes miscellaneous technical and nonsubstantive amendments.

RECESS/RECONVENE

At 6:11 p.m., the Chair called for a short recess and reconvened the meeting at 6:12 p.m.

The following individuals testified:

1. John Whalen, Chairperson, Hawaii Community Development Authority (M-1180) (Support for Jason Okuhama, Steven Scott)
2. Wayne Takamine, Chairman, Kaka'ako Makai Community Planning Advisory Council (M-1211, M-1212) (Support Jason Okuhama, Steven Scott)
3. Michelle Matson (M-1232) (Support Jason Okuhama, Steven Scott)
4. Nani Medeiros (M-1253) (Support for Nani Medeiros)
5. Sharon Moriwaki, President, Kakaako United (M-1196, M-1198) (Support Jason Okuhama, Steven Scott)
6. Juanita Kawamoto (Support Jason Okuhama, Steven Scott)

In response to questions posed by councilmembers, Mr. Phillip Scott Hasha responded that he is a resident and small business owner in Kakaako and that he is applying for the business seat.

Councilmember Pine explained her nomination process:

- The process was fair and very open.
- The business section was very competitive and came down to the person with the most nominations.
- All of the nominees are incredible and she recognized their willingness to serve.

Councilmember Fukunaga stated that the Legislature adopted Act 61 in 2014, and in 2015 the City Council had an opportunity to provide nominees to the Governor for his selection to the HCDA board. She noted that the Governor makes the selection and the State Senate advises and consents

Councilmember Kobayashi stated that she did not understand the nomination process. She noted that if she realized a person needed to be nominated more than once, she would have asked other councilmembers for their support. She explained that her nominee, Steve Scott, went through a very successful committee hearing and received many testimonies in support of his nomination.

Chair Emeritus Martin noted that all the candidates were well qualified. He stated that he deferred nominating anyone because it has been his philosophy to defer to the councilmember of the district to make recommendations. He thanked the Zoning and Housing Chair and her Chief of Staff for asking for nominations to fill the vacancies. He expressed his support for the FD1 offered by Councilmember Fukunaga. Requesting his comments be reflected in the minutes, Chair Emeritus Martin noted that the Governor personally interviews all of the nominees before making a decision and he did select two of the individuals in his prior appointment.

Councilmember Anderson spoke in support of the FD1 currently on the floor. He commended the Zoning and Housing Chair for her nomination process, which he believed was a fair process. He urged councilmembers to support the current FD1 being discussed.

Councilmember Ozawa stated he would be supporting the current FD1 being discussed because his two nominees are in separate categories. He noted that in the other FD1, his nominees are up against each other.

Councilmember Elefante spoke in support of the measure. He noted that all of the candidates are well qualified and he believes the process was fair. He commended the Zoning and Housing Chair for her hard work on the issue.

Chair Menor noted his concern about the process. He asked for councilmembers to maintain a collaborative working relationship, and to be sensitive to concerns of area councilmembers when making decisions.

Resolution 17-42 was amended to FD1. (OCS2017-0284/3/21/2017 9:08 AM)

AYES: ANDERSON, ELEFANTE, MANAHAN, OZAWA, PINE, MENOR – 6.
NOES: FUKUNAGA, KOBAYASHI, MARTIN – 3.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN,
 OZAWA, PINE, MENOR – 9.
NOES: None.

RECESS/RECONVENE

At 7:07 p.m., the Chair called for a short recess and reconvened the meeting at 7:08 p.m.

Committee Report 100 and Resolution 17-42, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, KOBAYASHI*, MANAHAN, OZAWA, PINE,
 MENOR – 7.

NOES: FUKUNAGA, MARTIN – 2.

*Councilmember Kobayashi voted aye with reservation.

Related communications:

M-1107 Scott Nishimoto
M-1108 Marie Hirakata
M-1109 Kyle Suehiro
M-1110 Andrew Nelson
M-1111 Leah Ke'ala'aumoe Dowsett, M.D., Clinical Genetics & Metabolism Fellow
 Children's Hospital of Philadelphia, PA
M-1112 Jianna M. Chew
M-1113 Arthur Kamisugi
M-1114 Ronson Fox, President, O'ahu Young Democrats
M-1115 Carmen lao
M-1116 Keone Downing
M-1117 John & Rita Shockley, Free Access Coalition
M-1118 Sean Nagamatsu
M-1119 Bob Emami
M-1120 Jeannine Johnson
M-1121 Laila Spina
M-1122 Douglas Valenta
M-1123 George Outlaw
M-1133 Virginia S. Hinshaw, Chancellor Emeritus, Professor of Tropical Medicine,
 Medical Microbiology and Pharmacology, John A. Burns School of Medicine
M-1134 Clara K. Morikawa
M-1135 Francis S. Morikawa
M-1136 Jeremy Lam, M.D.
M-1137 Jackie Scott
M-1138 Dexter Okada, President, U. Okada & Co., Ltd.
M-1139 David T. Pietsch, Jr.
M-1140 Hilary Scott
M-1141 Connie Serafin
M-1142 Eric K. Keawe
M-1143 John Parkinson
M-1144 Van Takemoto

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M-1145	Van Takemoto
M-1146	Hilary Scott
M-1147	Mary Hardy
M-1148	Judith Moore
M-1149	Mary J. Culvyhouse
M-1150	Stuart Coleman, Surfrider Foundation
M-1151	Charlie Lorenz, Word of Life Christian Center/Feeding Hawaii Together Org
M-1152	Charlie Lorenz
M-1153	Cathy Lee
M-1154	Keoki Noji
M-1155	Kaione Scott
M-1156	Rick Humphreys
M-1157	Lani Hearn
M-1158	Albert Serafin
M-1159	Brad Mendosa
M-1160	Misha Lam Mendosa
M-1176	Leilani Maguire
M-1177	Penelope Burniske
M-1178	Trina Orimoto
M-1179	Myron Sato
M-1181	Gail Yoshioka
M-1182	Ronald Iwami, President, Friends of Kewalos
M-1183	Michael De Rego
M-1184	Cullen Pang
M-1185	Alex Kagawa
M-1186	Jackie Hulen, Friends of Kewalos
M-1187	Eugene Kawaguchi
M-1188	John Kobelansky
M-1189	David Lizama
M-1190	Kirra Downing
M-1191	Darren Tanaka
M-1192	David Kelly
M-1193	Galen Fox
M-1194	Randal Lui-Kwan
M-1195	Galen Fox
M-1197	Mark Corpuz
M-1199	Brent Asato
M-1200	Kanekoa Crabbe
M-1201	Saresa Hisatake
M-1202	Bernard K. Nunies
M-1203	Chris Gardner

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M-1204 Tyson Onishi, Friends of Kewalos
M-1205 Joshua Echemendia
M-1206 Lester Maximo
M-1207 Kaimana Pine
M-1208 Puna Chillingworth
M-1209 Patricia (Lamahanalei@gmail.com)
M-1210 Hilary Scott
M-1213 Craig Jerome
M-1214 Craig Jerome
M-1215 Stanley Takamine, Kaka'ako Makai Community Planning Advisory Council
M-1216 Betty Takamine, Kaka'ako Makai Community Planning Advisory Council
M-1217 Betty Takamine, Kaka'ako Makai Community Planning Advisory Council
M-1218 Stanley Takamine, Kaka'ako Makai Community Planning Advisory Council
M-1219 Stephany Pulido
M-1220 Stephany Pulido
M-1221 Linda Legrande
M-1222 Kryss Kojima
M-1223 Peter (petephillips42@gmail.com)
M-1224 Keri-Lynn Paakaula
M-1225 Cynthia Frith
M-1226 Lynne Matusow
M-1227 Marion Kamisugi
M-1228 Mary J. Culvyhouse
M-1229 William Feltz
M-1230 Mary J. Culvyhouse
M-1231 William Feltz
M-1233 Ernest K. Moses, Jr.
M-1234 Celia Khim
M-1235 Wanda Chong-Mendonca
M-1240 Brent N. Kakesako, Executive Director, Hawaii Alliance for Community-Based
Economic Development
M-1241 Miwa Tamanaha
M-1242 Hawaii's Thousand Friends
M-1243 Michael W. Macdonald, Vice President, Macdonald & Porter Inc.
M-1244 Curt Nakamura
M-1245 Steven Lee Montgomery, Ph.D.
M-1246 Steven Lee Montgomery, Ph.D.
M-1247 Mitchell A. Imanaka
M-1248 Painting Industry of Hawaii Labor Management Cooperation Trust Fund
M-1249 Hawaii Tapers Market Recovery Trust Fund
M-1250 Connie Mitchell, Executive Director, The Institute for Human Services, Inc.

M-1251 Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889
AFL-CIO Stabilization Trust Fund

M-1252 Ralph Mesick

M-1254 Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund

M-1255 Clifford J. Garcia, Tropical Lamp & Shade Co.

M-1256 Robinson (eva.robinson@maryknollschool.org)

M-1260 Cara Kimura

M-1261 Cara Kimura

M-1263 Lea Arce

M-1268 Tamara Rigney

M-1277 Tamara Rigney

M-1278 Lorna Woo, Director of Governmental Affairs, International Union of
Painters and Allied Trades, District Council 50

M-1279 Kevin Chang

M-1284 Jodi Malinoski, Sierra Club Oahu Group Coordinator

M-1300 Michele Matsuo

M-1301 Michele Matsuo

M-1302 Matthew A. Nagato

M-1303 Tony (tmizuno@boh.com)

M-1304 E. Kumau Pineda-Akiona

M-1305 Ellen Godbey Carson

M-1306 Kelsey H. (kelseyhome77@yahoo.com)

M-1307 Dyan M. Medeiros

M-1308 Stephanie (steph_o_wefo@yahoo.com)

M-1309 James B. (jamesbmakiki@yahoo.com)

M-1310 D. Wong (livingwonglife@gmail.com)

M-1311 Bill Char

M-1312 Gladys Quinto Marrone, Chief, Executive Officer, Building Industry
Association of Hawaii

M-1313 Leah Ke'ala'aumoe Dowsett, M.D.

M-1314 Jeffrey Prostor

M-1316 Calvin Mann

M-1317 Kaipo Mann

M-1318 Sharleen Toyama

M-1319 Marianne Hernandez

M-1320 Georgeanna Katsura

M-1321 Calvin F.L. Mann

M-1322 Kaitlin Mann

M-1323 Kawaimalia Mann

M-1324 Kimberly Mann

M-1325 Melanie Payanal

M-1326 Travis (travis.defries@westonsolutions.com)
M-1327 Sandy Moneymaker
M-1331 Kimo K. Carvalho, Director of Community Relations, The Institute for Human Services, Inc.
M-1332 Bruce Katsura
M-1333 Maria Kohatsu
M-1334 Christine Shokorian
M-1336 Reece Satava
M-1337 Mary Kawai
M-1338 Lee Cranmer
M-1339 Jaime Uota
M-1340 Stacy Kihara
M-1342 Stephanie Labasan

ADOPTION

RESOLUTION 17-69, CD1 – COMMITTEE REPORT 101

RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA USE PERMIT AND SHORELINE SETBACK VARIANCE TO INSTALL UPGRADES TO THE KAHANAHOU WASTEWATER PUMP STATION.

Councilmember Pine moved that Committee Report 101 and Resolution 17-69, CD1 be adopted. Seconded by Councilmember Anderson.

There was no public testimony.

Committee Report 101 and Resolution 17-69, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 8.

NOES: None.

ABSENT: KOBAYASHI – 1.

ADOPTION

RESOLUTION 17-58 – COMMITTEE REPORT 107

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE HAWAII BICYCLING LEAGUE.

Councilmember Anderson moved that Committee Report 107 and Resolution 17-58 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 107 and Resolution 17-58 were adopted.

AYES: ANDERSON, ELEFANTE, MANAHAN, MARTIN, OZAWA, PINE,
MENOR – 7.

NOES: None.

ABSENT: FUKUNAGA, KOBAYASHI – 2.

ADOPTION

RESOLUTION 17-59 – COMMITTEE REPORT 108

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE HAWAII BICYCLING LEAGUE.

Councilmember Anderson moved that Committee Report 108 and Resolution 17-59 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Committee Report 108 and Resolution 17-59 were adopted.

AYES: ANDERSON, ELEFANTE, MANAHAN, MARTIN, OZAWA, PINE,
MENOR – 7

NOES: None.

ABSENT: FUKUNAGA, KOBAYASHI – 2.

ADOPTION

RESOLUTION 17-33, CD1 – COMMITTEE REPORT 103

RESOLUTION APPROVING THE KALIHI NEIGHBORHOOD TRANSIT-ORIENTED DEVELOPMENT (TOD) PLAN.

The following amendment was posted on the agenda:

Resolution 17-33, CD1, Proposed FD1

Councilmember Anderson moved that Committee Report 103 and Resolution 17-33, CD1 be adopted. Seconded by Councilmember Pine.

Councilmember Manahan moved that Resolution 17-33, CD1 be amendment to FD1. Seconded by Councilmember Anderson. The FD1 makes the following amendments:

- A. Amends Figure 2-6 to increase the density for certain properties located in the vicinity of Dillingham Boulevard, McNeill Street and Waiakamilo Road, from an FAR of 2.5 to an FAR of 3.5, and from an FAR of 3.5 to an FAR of 4.5.
- B. Amends Figure 2-7 to increase the building height for the property located at the intersection of Kohou Street and Mookaula Street, from 150 feet to 200 feet.
- C. Makes miscellaneous technical and nonsubstantive amendments.

There was no public testimony.

Councilmember Anderson urged councilmembers to support the measure.

Councilmember Manahan thanked the committee, the Department of Planning and Permitting, Kathy Sokugawa, Harrison Rue and Renee Espiau for their hard work on the plans. He also wished Renee Espiau a happy birthday.

Resolution 17-33, CD1 was amended to FD1.

AYES: ANDERSON, ELEFANTE, MANAHAN, MARTIN, OZAWA, PINE,
MENOR - 7.
NOES: None.
ABSENT: FUKUNAGA, KOBAYASHI – 2.

Committee Report 103 and Resolution 17-33, CD1, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA,
PINE, MENOR – 8.
NOES: None.
ABSENT: KOBAYASHI – 1.

BALANCE OF COMMITTEE REPORTS

[EMLACR-83](#)

To request authorization to settle a case against the City and County of Honolulu entitled Russell H. Ando, Individually and as Personal Representative of the Estate of Pauline Ando and Marshall H. Ando v. City and County of Honolulu, Civil No. 15-1-0134-01 BIA.

[EMLACR-84](#)

To request authorization to settle a case against the City and County of Honolulu entitled Darryl Funakoshi v. City and County of Honolulu, Civil No. 10-1-2610-12 JHC.

Councilmember Anderson moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Pine.

There was no public testimony.

The Balance of Committee Reports was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA,
PINE, MENOR – 8.
NOES: None.
ABSENT: KOBAYASHI – 1.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

APPROVAL

COMMUNICATION M-1073

FROM OUTRIGGER ENTERPRISES GROUP, REQUESTING A 120-DAY EXTENSION OF TIME ON RESOLUTION 17-60, GRANTING A SPECIAL MANAGEMENT AREA USE PERMIT AND SHORELINE SETBACK VARIANCE FOR THE REDEVELOPMENT OF THE OUTRIGGER REEF WAIKIKI BEACH RESORT.

Councilmember Anderson moved that Communication M-1073 be approved. Seconded by Councilmember Pine.

There was no public testimony.

Councilmember Elefante noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-93, CC-94).

Communication M-1073 was approved.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA,
 PINE, MENOR – 8.
NOES: None.
ABSENT: KOBAYASHI – 1.

Related communication:

CC-85 Councilmember Kymberly Marcos Pine

APPROVAL
COMMUNICATION M-1074

FROM HAWAII CITY PLAZA LP, REQUESTING A 90-DAY EXTENSION OF TIME ON RESOLUTION 16-280, APPROVING A CONCEPTUAL PLAN FOR AN INTERIM PLANNED DEVELOPMENT-TRANSIT PROJECT FOR THE DEVELOPMENT OF THE HAWAII CITY PLAZA CONDOMINIUM DEVELOPMENT PROJECT.

Councilmember Anderson moved that Communication M-1074 be approved. Seconded by Councilmember Pine.

There was no public testimony.

Communication M-1074 was approved.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA,
 PINE, MENOR – 8.
NOES: None.
ABSENT: KOBAYASHI – 1.

Related communication:

CC-85 Councilmember Kymberly Marcos Pine

ADOPTION
RESOLUTION 17-55

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE TAIPEI ECONOMIC AND CULTURAL OFFICE IN HONOLULU.

Councilmember Anderson moved that Resolution 17-55 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Resolution 17-55 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 8.

NOES: None.

ABSENT: KOBAYASHI – 1.

Related communication:

CC-68 Councilmember Trevor Ozawa

ADOPTION
RESOLUTION 17-57, FD1

RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE AMERICAN ASSOCIATION OF MOTOR VEHICLE ADMINISTRATORS FOR THEIR ANNUAL COMMERCIAL DRIVER LICENSING COORDINATORS AND INFORMATION TECHNOLOGY MEETING IN ST. LOUIS, MISSOURI ON APRIL 11-13, 2017.

The following amendment was posted on the agenda:

Resolution 17-57, Proposed FD1

Councilmember Anderson moved that Resolution 17-57 be adopted. Seconded by Councilmember Pine.

Councilmember Anderson moved that the Resolution be amended to FD1. Seconded by Councilmember Pine. The FD1 makes the following amendments:

- A. Modifies the title to read “RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE AMERICAN ASSOCIATION OF MOTOR VEHICLE ADMINISTRATORS FOR THEIR ANNUAL COMMERCIAL DRIVER LICENSING COORDINATORS AND INFORMATION TECHNOLOGY MEETING IN ST. LOUIS, MISSOURI ON APRIL 11-13, 2017.”
- B. Brings the third WHEREAS clause into conformance with Council policy for gifts over \$2,500.
- C. Adds the American Association of Motor Vehicle Administrators to the parties to whom copies of the resolution will be transmitted in the BE IT FINALLY RESOLVED clause.
- D. Makes miscellaneous technical and nonsubstantive amendments.

There was no public testimony.

Resolution 17-57 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 8.
NOES: None.
ABSENT: KOBAYASHI – 1.

Resolution 17-57, FD1 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 8.
NOES: None.
ABSENT: KOBAYASHI – 1.

Related communication:

CC-69 Councilmember Trevor Ozawa

ADOPTION
RESOLUTION 17-72

RESOLUTION AUTHORIZING THE MAYOR, THE DIRECTOR OF THE DEPARTMENT OF COMMUNITY SERVICES, OR THE DIRECTOR'S DESIGNEE TO ACCEPT AND EXPEND FUNDS FROM THE STATE OF HAWAII, DEPARTMENT OF HUMAN SERVICES, DIVISION OF VOCATIONAL REHABILITATION (DVR), TO CONTINUE FUNDING OF THE SUMMER YOUTH EMPLOYMENT PROGRAM (SYEP).

Councilmember Anderson moved that Resolution 17-72 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Resolution 17-72 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA, PINE, MENOR – 8.

NOES: None.

ABSENT: KOBAYASHI – 1.

Related communication:

CC-82 Councilmember Joey Manahan

ADOPTION
RESOLUTION 17-73

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM THE GAS COMPANY, LLC DBA HAWAII GAS TO PAY FOR TRAVEL EXPENSES FOR TWO HONOLULU FIRE DEPARTMENT PERSONNEL TO ATTEND LIQUEFIED NATURAL GAS TRAINING.

Councilmember Anderson moved that Resolution 17-73 be adopted. Seconded by Councilmember Pine.

There was no public testimony.

Resolution 17-73 was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, OZAWA,
 PINE, MENOR – 8.

NOES: None.

ABSENT: KOBAYASHI – 1.

Related communication:

CC-77 Councilmember Brandon J.C. Elefante

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

There was no Executive Session.

ANNOUNCEMENTS

Councilmember Manahan acknowledged and thanked his Senior Advisor, Radiant Cordero for all her hard work on the Kalihi TOD measure.

ADJOURNMENT

At 7:21 p.m., Councilmember Anderson moved that the Council stand adjourned until Wednesday, April 26, 2017, at 10 a.m. Seconded by Councilmember Pine and there being no objections from the 8 members present (Absent: Kobayashi – 1), it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI
City Clerk

jy

DATE APPROVED:

April 26, 2017